

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SCOTT TOWNSEND, et al.,

CASE NO. 3:20-cv-05397-JHC

Plaintiffs,

ORDER LIFTING STAY AND REQUESTING SUPPLEMENTAL BRIEFING

BANK OF NEW YORK MELLON, et al.,

Defendants.

The Court stayed this action while the Washington Supreme Court decided two cases:

Copper Creek (Marysville) Homeowners Association v. Kurtz and Merritt v. USAA Federal Savings Bank. See Dkt. # 60. On July 20, 2023, the Washington Supreme Court issued opinions in those two cases. See Dkt. # 61.

The Court LIFTS the stay entered on January 26, 2023. See Dkt. # 60.

The parties are hereby ORDERED to provide supplemental briefs addressing the following question: What effect, if any, do *Copper Creek* and *Merritt* have on this case? The briefs shall not exceed 5 pages and shall be filed within 14 days of the date of this order.

Dated this 31st day of July, 2023.

John H. Chan

John H. Chun
United States District Judge